



RESTRICTION ELECTION FACSIMILE TRANSMISSION

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#8

Attorney Docket No. 65304-020

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: McFarland et al. Group Art Unit: 1648
Serial No.: 08/941,170 Examiner: J. W. Ricigliano, PhD
Filed: 09/30/97 Paper No. 7
For: POTENTIAL MASKING SYSTEMS AND METHODS FOR
COMBINATORIAL LIBRARY SYNTHESIS

Attorney Docket No.: 65304-020

Assistant Commissioner of Patents
Washington, D.C. 20231

RESPONSE TO RESTRICTION REQUIREMENT

Dear Examiner:

In response to a restriction requirement mailed August 5, 1998, (Paper No. 6), Applicants provisionally elect, with traverse, Invention I drawn to an apparatus, and further elects Species (i) drawn to an apparatus using electrical potentials. Claims 1, 2, 5-15, 23-25, and 39-40 read on the elected invention and species.

The Examiner contends that "the apparatus can be used for materially different processes of synthesizing and screening of compounds." Restriction Requirement at para. 2. But, the apparatus recited in claim 1 is designed for synthesizing arrays of compounds; additional elements would be necessary to make the apparatus suitable for screening.

Applicants further note an inadvertent typographical error in paragraph 6 of the restriction requirement, which states, in part, that "claims 1, 1012, 13, and 23-25 are generic to group I." Applicants believe the clause should read "claims 1, 10, 12, 13, and 23-25 are generic to group I." Applicants request clarification.